

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office OCT 29 1992

Returned to applicant for correction _____

Corrected application filed _____

Map filed OCT 29 1992

The applicant Edith Jones - Executrix of the Phillip J. Jones Estate

22 S. Carson Street, #2
Street and No. or P.O. Box No.

of

Fallon
City or Town

Nevada, 89406
State and Zip Code No.

hereby make application for permission to change the

Place of use of a portion and the manner of use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Truckee Carson Irrigation District Serial Nos. 18-1,
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
18-1-A, 45, 45-1 United States of America v. Orr Ditch Co. in Equity No. A-3, Claim
Identify right in Decree.

No. 3; United States of America v. Alpine Land and Reservoir Co., No. D-183 BRT;

both in the Federal District Court of Nevada.

1. The source of water is Truckee and Carson rivers
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 633.58 acre-feet (211.9 acres x 2.99 acre-feet per acre)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Maintenance of Wetlands for Recreation and Wildlife/Storage
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for as decreed
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point Derby Dam being within N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 19
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
T20N R23E, M.D.B.&M., and Lahontan Dam being within SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33, T19N,
R26E, M.D.B.&M.
6. The existing permitted point of diversion is located within No change.
If point of diversion is not changed, do not answer.
7. Proposed place of use 5,427 acres - plus or minus - within Sections 10,11,12,13,14,15,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
16,20,21,22,23,24,27,28,29,32,33,34, T17N, R29E, M.D.B.&M.
8. Existing place of use 30.35 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 14.65 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 32.9
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 38.85 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 32.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 35.60 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
Section 18, and 27.05 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 7, T17N R29E, M.D.B.&M.
9. Use will be from as decreed to _____ of each year.
Month and Day Month and Day
10. Use was permitted from as decreed to _____ of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) No new diversion or storage works on the
State manner in which water is to be diverted, i.e. diversion structure.
Truckee River and the Carson River will be constructed.
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works N/A
13. Estimated time required to construct works N/A

14. Estimated time required to complete the application of water to beneficial use..... 1 year
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
- Applicant expressly reserves the right to transfer in a later proceeding: 1) .51 acre-feet for each of the 211.9 acres from which 2.99 acre-feet per acre is to be transferred by this application, and 2) 3.5 acre-feet for each of the 33.15 water-righted acres remaining at existing place of use.

By s/Robert Wigington
Robert Wigington, Applicant's Agent
2060 Broadway, Suite 230
Boulder, Colorado 80302

Compared bc/bc ab/se

Protested 2/25/93 by: Truckee Carson Irrigation District:
Pro. wdr. 3/22/93

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit is issued subject to the agreement executed by the Truckee Carson Irrigation District, U.S. Fish and Wildlife Service, and the Nature Conservancy, dated June 28, 1990, or any subsequent agreements.

This permit is further issued pursuant to NRS 533.370, Section 1(b).

This permit is also issued for the consumptive use pursuant to Article VII in the United States of America vs. Alpine Land and Reservoir Company, et al., D.C. No. D-183 BRT. The net consumptive use is determined to be 2.99 acre feet per acre of land removed from irrigation.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 633.58 ~~cubic feet per second~~ acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before May 10, 1994

Proof of completion of work shall be filed before June 10, 1994

Application of water to beneficial use shall be made on or before May 10, 1996

Proof of the application of water to beneficial use shall be filed on or before June 10, 1996

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JUN 6 1994

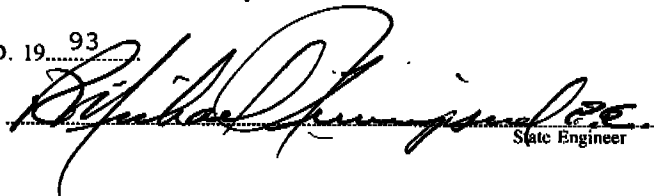
Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my
 office, this 10th day of May

A.D. 1993


 State Engineer